(b) the total number of HDW submarines purchased so far alongwith the dates of delivery and the ex-yard price paid; and

(c) the number of HDW submarines on order, with the expected date of delivery and the ex-yard price agreed upon?

THE MINISTER OF DEFENCE (SHRI K. C. PANT): (a) The enquiries have not revealed any irregularities.

(b) and (c) Two ready-built SSK submarines were acquired from M|s. HDW of West Germany in 1986. Two more submarines are under construction at the Mazagon Dock Ltd., Bombay from material packages procured from M|s. HDW. These two submarines are expected to be delivered during 1990 and 1991. No other submarines are on order from M|s. HDW. No further details can be disclosed in the public interest.

Commission received by Sevenska Incorporated

1570. SHRI M. S. GURUPADASWAMY:
DR. BAPU KALDATE:

Will the Minister of DEFENCE be pleased to state:

(a) whether the Sevenska Incorporated had sent a communication to the Defence Secretary on March 3, 1987 that they have given 0.96 per cent commission on material supplied to India;

(b) if so, what are the details thereof; and

(c) whether Government with the assistance of Government of Sweden, have been able to locate the names of persons or companies receiving this commission under recently signed MOU?

THE MINISTER OF DEFENCE (SHRI K. C. PANT): (a) No, Sir.

(b) and (c) Do not arise.

Retrieval of the commission amount in the Bofors deal

1571. SHRI LAL K. ADVANI: Will the Minister of DEFENCE be pleased to state:

(a) whether the Attorney General of India had admitted before the Joint Parliamentary Committee that the condition of no agents was an unwritten clause of the Bofors deal;

(b) whether the Swedish Audit Bureau has reported that an agreement exists with the AB Bofors, concerning the settlement of commission subsequent to the FH-77 deal, and that considerable amounts have been paid subsequently, among others, to AB Bofors previous agent in India;

(c) whether the Bofors have stated that the payments so made were winding up charge;

(d) whether Government have filed complaint in an Indian court against the Bofors for making a fraudulent statement and then have sought Swiss help in getting Swiss bank's information about the recipients, so as to proceed with criminal proceedings against the culprits and to retrieve India's huge money; and

(e) whether Government propose to get at the culprits and to get back India's money, if so, in what manner?

THE MINISTER OF DEFENCE (SHRI K. C. PANT): (a) The Attorney General of India has expressed before the Joint Parliamentary Committee the view that a "condition precedent can also be oral."

(b) Yes, Sir.

(c) Yes, Sir.

(d) and (e) The matter has already been enquired into by the JPC. Another subsequent investigation has been undertaken by the CBI. Unless the investigation establishes violation of law, it would be premature to consider any legal action.